IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRITS No. 4058 of 2004

DWARKA RAM
V/S
CIVIL JUDGE (J.D.),BIKANER & ORS.

Mr. HS SHRIMALI, for the appellant / petitioner

Date of Order : 21.9.2004

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

By the impugned order, the learned trial court has rejected the petitioner's application filed under O.21 Rule 97 CPC. Suffice it to say that, look at provision of O.21 R.97 CPC, shows that, they are attracted where the decree is a for decree of possession. But there is nothing to show that any decree to be resisted or obstructed by the petitioner, was at all for decree of possession.

As such, I do not find any ground to entertain the writ petition. The same is, therefore, dismissed summarily.

(N P GUPTA),J.

/Srawat/